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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 ROBERT H. SMITH, *et al.*,

10 Plaintiffs,

11 Case No. C17-1457-RSL-MAT

12 v.

13 RYAN W. PHILLIPS, *et al.*,

14 Defendants.

15 ORDER GRANTING IN-PART
16 DEFENDANTS' MOTIONS TO
17 EXTEND THE DISPOSITIVE MOTION
18 CUT-OFF DATE AND RE-NOTING
19 DEFENDANTS' SUMMARY
20 JUDGMENT MOTIONS

21 This is a civil rights action brought under 42 U.S.C. § 1983. This matter comes before the
22 Court at the present time for consideration of defendants' motions to extend the dispositive motion
23 cut-off date, and on defendants' stipulation to re-note their pending summary judgment motions.
24 The Court, having reviewed defendants' submissions, hereby finds and ORDERS as follows:

25 (1) The motion of the Snohomish County defendants to extend the dispositive motion
26 cut-off date (Dkt. 72) is GRANTED. Defendants requested a nine day extension, from February
27 19, 2019 to February 28, 2019, to file their dispositive motion, citing unforeseen weather delays
28 during the month of February. Plaintiffs have not opposed this motion, and the Court deems the
29 request reasonable. The Snohomish County defendants submitted their summary judgment motion
30 to the Court on February 28, 2019, and the motion has been accepted for filing.

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1 (2) The motion of defendants Cracchilo and Seth to extend the dispositive motion cut-
2 off date (Dkt. 73) is DENIED. Defendants Cracchilo and Seth, in their motion, requested the same
3 extension as the Snohomish County defendants for the same reason. However, defendants
4 Cracchilo and Seth ultimately filed their summary judgment motion by the original February 19,
5 2019 deadline. Their request for additional time is therefore moot.

6 (3) Defendants' motions for summary judgment (Dkts. 74, 79) are RE-NOTED for
7 consideration on April 26, 2019. On March 8, 2019, defendants advised the Court that they had
8 been contacted by plaintiff James Phillips who indicated a need for an extension of time based on
9 the fact that he had been transferred to another facility and was unable to work on his case because
10 he did not have access to his legal paperwork or to legal research. (*See* Dkt. 88.) Defendants
11 indicated in their submission that they were willing to stipulate to an extension of time for Mr.
12 Phillips to respond to their pending summary judgment motions and suggested a new noting date
13 of April 26, 2019. (*See id.*) It appears that the suggested extension is warranted, and defendants'
14 motions will therefore be re-noted pursuant to their stipulation. Plaintiffs' responses to defendants'
15 summary judgment motions are now due not later than Monday, April 22, 2019.

16 (4) The Clerk is directed to send copies of this Order to plaintiffs, to counsel for
17 defendants, and to the Honorable Robert S. Lasnik.

18 DATED this 12th day of April, 2019.



Mary Alice Theiler
United States Magistrate Judge

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